CWP 764 of 2007

03.10.2007 Present: Mr. B.S.Chauhan, counsel for the petitioner.

Mr. M.S.Chandel, Advocate General with Mr. R.M.Bisht, Dy. Advocate General, for the respondents.

The petitioner, by means of this writ petition, has prayed that a writ, order or direction be issued to the respondents to acquire his land bearing Khasra No.5, 28 and 44 measuring 25-16 bighas situated at Mohal Pohal, Tehsil Kotkhai, District Shimla, H.P. which has been utilized for the construction of Gumma-Tapri-Bakhol link road in the year 2001-02. The respondents in their reply have admitted the fact that the land of the petitioner included in the aforesaid Khasra Numbers has been utilized by them for construction of the road. According to the respondents, notification, under Section 4 of the Land Acquisition Act, 1894 for acquiring the said land stands issued on 3rd August, 2007. In view of the clear cut admission by the respondents and the fact that notification under Section 4 has already been issued for acquisition of the land, we dispose of this writ petition with a direction that acquisition proceedings be completed within the statutory period of two years.

(Deepak Gupta),J.

3rd October, 2007. (V.K.Ahuja),J

(SDS)